

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER: FIRST RECEIPT DATE

FIRST NAMED APPLICANT

ATTY. DOCKET NO./TITLE

RECEIVED
FEB 04 2004
TECHNOLOGY CENTER R3700

DATE MAILED:

NOTICE TO FILE MISSING PARTS OF APPLICATION (CPA)
Filing Date Granted

The Continued Prosecution Application (CPA) request filed on 4-4-03 is entitled to a filing date under 37 CFR 1.53(d)(1). The CPA request, however, lacks the filing fee(s) and/or items indicated below.

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the fee(s), item(s), and any surcharge required below to avoid abandonment of this CPA. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The total amount owed by applicant is the sum of items 1(a) or (b), 2, and 3 (if checked) below.

- ☒ 1. The statutory basic filing fee is:
☒ missing.
☐ insufficient.

(a) Applicant must submit \$_____ to complete the basic filing fee and the \$130.00 surcharge set forth in 37 CFR 1.16(e) (non-small entity), or \$_____ to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e) and file a small entity statement under 37 CFR 1.27 claiming such status (if the prior application was entitled to small entity status and such status is still proper and desired, a new small entity statement is not required (37 CFR 1.28)).

(b) Applicant must submit \$ 375.00 to complete the basic filing fee as a small entity and the \$65.00 surcharge set forth in 37 CFR 1.16(e).

- ☒ 2. Additional claim fees of
\$_____ (non-small entity) or \$ 135.00 (small entity) for 15 independent claims over 3.
\$_____ (non-small entity) or \$_____ (small entity) for _____ claims over 20.
\$_____ (non-small entity) or \$_____ (small entity) for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☐ 3. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
☐ 4. The CPA request is unsigned. Applicant must file a signed duplicate or ratification of the CPA request.
☐ 5. Other: _____

A copy of this Notice MUST be returned with the reply.

01/30/2004 SZENDIE1 00000113 09448692

Direct the reply and any questions about this Notice to:

Pracie Hargreaves

Examining Group

3608

(703) 30 5-3453

01 FC:2006
02 FC:2051
03 FC:2201
04 FC:2202

385.00 OP
65.00 OP
43.00 OP
180.00 OP



{W:\01527\000E847000\00121570.DOC {00000000-0000-0000-0000-000000000000}}

Applicant(s): Arthur ASHMAN
Serial No.: 09/448,692
Confirmation No.: 5329
Group Art Unit: 3738
Filed: November 24, 1999
Examiner: D. Isabella

**RESPONSE TO NOTICE TO FILE MISSING PARTS
DATED DECEMBER 20, 2003**

Docket No.: 01527/000E847-US0


PAGE 2

entity) for 15 independent claims over 3. Applicant submits that the Notice was marked in error, and what should have been marked is that there were 15 total claims over 20 in the application after the preliminary amendment filed April 4, 2003. This would be consistent with the indicated \$135.00 amount based on Applicant's small entity status. However, additional claims have been added by the second preliminary amendment filed herewith.

Our check in payment for the above amounts is enclosed. The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: January 26, 2004

Respectfully submitted,

By 
Kevin L. Reiner

Registration No.: 43,040
DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257
(212) 527-7700
(212) 753-6237 (Fax)
Attorneys/Agents For Applicant